DOCKET NO: H0664.70000US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Steffi Krause and Claire Sumner

Serial No.:

10/009,247

Confirmation No.:

1672

Int'l. Filing Date:

May 27, 2000

For:

METHOD AND APPARATUS FOR ENZYME DETECTION

Examiner:

Not yet assigned

Art Unit:

1623

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 31d day of December, 2003.

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- **Information Disclosure Statement** [X]
- PTO 1449 Form with cited reference [X]
- **Return Receipt Postcard** [X]

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No fee is enclosed. If a fee is necessary, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

> Respectfully submitted, Krause, et al., Applicant

In R. Van Amsterdam, Reg. No. 40,212

Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210 Telephone: (617) 720-3500

Docket No. H0664.70000US00 Date: December 3, 2003

xNDD



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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

751834.1

The Applicant hereby makes the following additional information of record in the above-identified application.

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The following are remarks concerning the other information cited:

PART IV: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted, Krause, et al., Applicant

Bv

John R. Van Amsterdam, Reg. No. 40,212

Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2211

Telephone: (617) 720-3500

xNDD

Docket No. H0664.70000US00 Date: December <u>3</u>, 2003

	DEC 0 5	TO SE						
FORM PT 449/A and B (Ardified)			APPLICA	APPLICATION NO.: 10/009,247		DOCKET NO.: H0664.70000US00		
INFOR	MARK	DISCLOSURE	FILING	FILING DATE: May 27, 2000		CONFIRMATION NO.: 1672		
STATEMENT BY APPLICANT			APPLICA	APPLICANT: Krause, et al.				
Sheet	Sheet 1 of 1			GROUP ART UNIT: 1623		EXAMINER: Not yet assigned		
	•		U.S.	PATENT DOCUMENTS				
Examiner's Initials	Cite No.			Name of Patentee or Applicant of Cited Document		Date of Publication or of issue of Cited Document MM-DD-YYYY		
	A1	5,015,843	B1	Seitz, et al.		05-14-1991		
	A2	4,444,892	B1	Malmros		04-24-1984		
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			FOREIC	GN PATENT DOCUMENTS				

Examiner's Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation
		Office/ Country	Number	Kind Code	Document (not necessary)	Cited Document MM-DD-YYYY	(Y/N)
<u> </u>							

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s),		Translation (Y/N)	
		publisher, city and/or country where published.	+		
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EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.